UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN

In re:
Matthew L. and Sandy Matelski — Debtor

Case No.: 16-25227-gmh
Chapter 13

NOTICE AND REQUEST TO MODIFY CHAPTER 13 PLAN

Matthew L. and Sandy Matelski, by counsel, have filed papers with the court requesting modification of the Chapter 13 Plan in the above case.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to modify the plan as proposed, or if you want the court to consider your views on the request, then on or before 21 days after service of this notice, you or your attorney must:

File with the court a written request for hearing which shall contain a short and plain statement of the factual and legal basis for the objection. File your written request at:

Clerk of Bankruptcy Court
517 E. Wisconsin Avenue
Room 126
Milwaukee, WI 53202-4581

If you mail your request to the court for filing, you must mail it early enough so the court will **receive** it on or before the date stated above.

You must also mail a copy to:

Attorney Brett Boyer
MILLER & MILLER LAW, LLC
735 West Wisconsin Avenue, Suite 600
Milwaukee, Wisconsin 53233-2413

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735 West Wisconsin Avenue, Suite 600
Milwaukee, Wisconsin 53233-2413
(414) 277-7742 * (414) 277-1303

If you, or your attorney, do not take these steps, the court may decide that you do not oppose the request and may enter an order modifying the Plan.

REQUEST TO MODIFY CHAPTER 13 PLAN

1. The Proponent of this modification is

_X__ the Debtor;

_____ the Chapter 13 Trustee (post-confirmation only);

_____ the holder of an unsecured claim (Name: ______________________) (post-confirmation modification only).

2. This is a request to modify a Chapter 13 Plan:

A. _____ post-confirmation;

B. __X_ pre-confirmation;

i**.** **_X_** Debtor(s)/Debtor(s) attorney certifies that the proposed modification does not materially adversely affect creditors (Local Bankruptcy Rule 3015(b);

ii.___ Debtor(s)/Debtor(s) attorney certifies that the proposed modification materially adversely affects only the following creditors and a copy of the proposed modification has been served on them (Local Bankruptcy Rule 3015(b)). The creditors affected are:

3. The Proponent wishes to modify the Chapter 13 Plan to do the following:

Address the monthly payments to Debtor's father

4. The reason for this modification is:

5. A. ____ The Chapter 13 Plan confirmed or last modified on ____________ is modified as follows:

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B. __X__ The unconfirmed Chapter 13 Plan, dated **June 2, 2016**, is modified as follows:

1. **Debtors will make payments outside the plan to Debtor's father for a loan given to them to be able to purchase their home. Debtors will continue to pay $592.00 directly to the father; this debt will not be paid-in-full during the life of the plan.**

6. **BY SIGNING BELOW THE PROPONENT OF THE MODIFICATION CERTIFIES THAT, AFTER REVIEW OF THE MODIFICATION AND ALL OTHER TERMS AND PROVISIONS OF THE PLAN, THOSE REMAINING TERMS AND PROVISIONS OF THE PLAN ARE CONSISTENT WITH THE PROPOSED MODIFICATIONS.**

CERTIFICATION

I, Brett Boyer, attorney for debtors, Matthew L. and Sandy Matelski**,** certify that I have reviewed the modification proposed above with the debtor, and that the debtor has authorized me to file it with the court.

/s/__________________
Brett Boyer

September 12, 2016
Date

WHEREFORE, the Proponent requests that the court approve the modification to the Chapter 13 Plan as stated herein.

Dated: September 12, 2016

Attorneys for Debtors
Miller & Miller, LLC.

By:/s/_________________
Brett Boyer
Bar No. 1098868

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CERTIFICATE OF SERVICE

The undersigned, an Attorney, does hereby certify that on September 12, 2016, a copy of the foregoing Motion to Modify Plan and Notice of Motion that was filed with the Court September 12, 2016, was served electronically or at their proper post office address after their respective names on the following:

1. The Office of the US Trustee and standing Trustee, **Mary Grossman**, by ECF service; and
2. Joseph Picione, 3400 W Southland Dr, Franklin, WI 53132.

/s/____________________
Brett Boyer
Miller & Miller Law, LLC
735 W. Wisconsin Avenue, Suite 600
Milwaukee, WI 53233-2413
(414) 277-7742/(414) 277-1303 (fax)